

AMENDMENTS TO THE SPECIFICATION

Please replace paragraph [0008] at page 3 of the specification with the following paragraph:

“In another preferred embodiment, the ENDO promoter has a sequence that has at least 70% identity to the sequence of SEQ ID NO:1 or a fragment thereof that has promoter activity. More preferably, the ENDO promoter has a sequence that has at least 80%, or more preferably at least 90%, identity to the sequence of SEQ ID NO:1 or a fragment thereof that has promoter activity. Sequence identity as defined herein is measured using the program Clustal W described by Thompson et al. (1994) Nucleic Acid Research 22:4673 and may be calculated using the EMBL Nucleotide Sequence Database (<http://www.ebi.ac.uk/embl.html>).”

Please replace the abstract of the specification at page 18, paragraph [0037] of the specification as filed with the following paragraph:

“The present invention is directed to a promoter derivable from ~~and~~ an *Arabidopsis* ENDO gene. Nucleic acid constructs, vectors, plant cells and transgenic plants comprising the promoter are also provided.”